

1375  
VIRGINIA:

090003816

BEFORE THE VIRGINIA GAS AND OIL BOARD

IN RE:

SUPPLEMENTAL ORDER REGARDING DOCKET NUMBER  
VGOB 05-0816-1488

ELECTIONS: UNIT V-3  
(herein Subject Drilling Unit)

REPORT OF BOARD

FINDINGS AND ORDER

This Supplemental Order is entered by the Board *sua sponte* in the form authorized by the Board at hearings held on February 15, 1994 and June 16, 1992; and this Supplemental Order is being recorded for the purpose of supplementing the Order previously in the captioned matter on February 2, 2006 which was recorded at Document Number 060000396 in the Office of the Clerk of the Circuit Court of Buchanan County, Virginia, on February 7, 2006, (herein "Board Order") and completing the record regarding elections.

Findings: The Board finds that:

The Board Order directed CNX GAS COMPANY LLC (herein A Designated Operator) to mail copies of the Board Order to all Respondents whose interests, if any, were pooled by the said Board Order;

The Designated Operator filed its affidavit of elections disclosing that it had mailed a true and correct copy of the Board's Order to all Respondents whose interests, if any, were pooled by said Board Order;

The Board Order required each Respondent whose interests, if any, were pooled by the terms of said Board Order to make an election within thirty (30) days after the date of mailing or recording, as applicable, of said Order; the affidavit of elections filed herein and annexed hereto as Exhibit A states: (i) whether each Respondent has made or failed to make a timely election; (ii) the nature of any election(s) made; and (iii) whether, by reason of a failure to elect or to timely elect one or more Respondents are deemed, under the terms of the Board's Order, to have leased all their rights, title, interests, estates and claims in Subject Drilling Unit to the Applicant;

That the affidavit of elections annexed hereto with the Exhibits submitted therewith identifies the Respondent(s) making a timely election, if any; identifies the Respondent(s), if any, who are deemed to have leased; identifies the conflicting interests and claims which require escrow; identifies the interests and claims, if any, requiring escrow under Virginia Code section 45.1-361.21.D.; and identifies the Respondents, if any, who may be dismissed by reason of having leased or entered into a voluntary agreement with the Applicant.

The affidavit of elections indicates whether or not the escrow of funds is required with regard to Unit V-3;


Order: By this Order, the Board orders the Designated Operator to tender, consistent with and in accordance with the findings set forth at paragraph 2. above and the annexed affidavit of elections with Exhibits thereto, any funds subject to escrow and instructs the Escrow Agent, Wachovia Bank, N.A., VA7515, P.O. Box 14061, Roanoke, VA 24038, Attn: Derrick Dewalt or any successor named by the Board to establish interest bearing escrow account(s), IRS Tax Identification Number 54-1629506, in accordance with the information set forth in the affidavit of elections with Exhibits thereto, to receive funds and account to the Board therefore.

Mailing of Order and Filing of Affidavit: The Designated Operator under the captioned Order or shall file an affidavit with the Secretary of the Board within ten (10) days after the date of receipt of this Order stating that a true and correct copy of this Order was mailed to each Respondent whose interests or claims are subject to escrow and whose address is known within seven (7) days from the date of receipt of this Order.

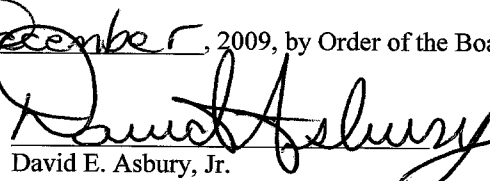
Conclusion: Therefore, the findings and all terms and provisions set forth above be and hereby are granted and IT IS SO ORDERED.

Effective Date: This Order shall be effective on the date of its execution.

DONE AND EXECUTED this 4 day of Dec, 2009, by a majority of the Virginia Gas and Oil Board.

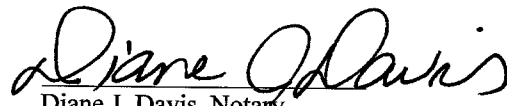
  
Chairman, Bradley C. Lambert

DONE AND PERFORMED THIS 4 day of December, 2009, by Order of the Board.

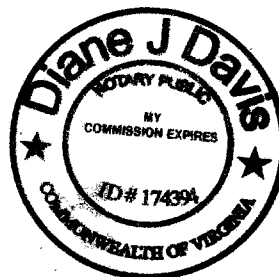
  
David E. Asbury, Jr.  
Principal Executive to the Staff of the Board

STATE OF VIRGINIA  
COUNTY OF ~~WASHINGTON~~

Russell  
Acknowledged on this 4<sup>th</sup> day of December, 2009, personally before me a notary public in and for the Commonwealth of Virginia, appeared Bradley C. Lambert, being duly sworn did depose and say that he is Chairman of the Virginia Gas and Oil Board, and appeared David E. Asbury, Jr., being duly sworn did depose and say that he is Principal Executive to the Staff of the Virginia Gas and Oil Board that they executed the same and were authorized to do so.

  
Diane J. Davis, Notary  
174394

My commission expires: September 30, 2013



VIRGINIA:

Exhibit A

BEFORE THE VIRGINIA GAS AND OIL BOARD

IN RE:

Application of CNX Gas Company LLC for Forced Pooling of Interests in CBM Unit V-3  
VGOB 05-0816-1488 in the Prater District of Buchanan County, Virginia

AFFIDAVIT OF CNX GAS COMPANY LLC (herein A Designated Operator) REGARDING ELECTIONS,  
ESCROW AND SUPPLEMENTAL ORDER

Anita D. Duty, being first duly sworn on oath, deposes and says:

That your affiant is employed by CNX Land Resources, Inc., as Pooling Supervisor and is duly authorized to make this affidavit on behalf of CNX GAS COMPANY LLC, the designated operator,

That the Order entered on February 2, 2006, by the Virginia Gas and Oil Board (hereinafter "Board") regarding the captioned CBM Unit required the Applicant to mail a true and correct copy of said Order to each person pooled by the Order;

That within seven (7) days of receipt of an executed copy of the Order referred to at paragraph 2. above, your affiant caused a true and correct copy of said Order to be mailed via the United States Postal Service to each Respondent named in the captioned Application, whose address was known, and to all persons, if any, who were added as Respondents at the hearing held in the captioned matter; that proof of such mailing has previously been tendered to the Division of Gas and Oil, the Office of the Gas and Oil Inspector, at Lebanon, Virginia;

That the Order of the Board in the captioned matter required all persons pooled thereby to tender their written elections to the Unit Operator within thirty (30) days of the date the Order was recorded in the counties identified above; that said Order was recorded on February 7, 2006;

That the designated operator CNX GAS COMPANY LLC has established procedures to review all mail received and all written documents received other than by mail to ascertain whether parties whose interests have been pooled have made a written election, in a timely fashion, as required by the captioned Order; that said procedures were followed to identify the elections, if any, made with regard to the Subject Unit; that the following persons delivered, by mail or otherwise, written elections the Unit Operator, within the thirty day elections period:

None

That Respondents identified in Exhibit B-3 hereto are, having failed to make any election, deemed to have leased their coalbed methane rights, interests and claims to Applicant, all as provided in the Board's Order of February 2, 2006;

See attached Exhibit B-3

That the rights, interests and claims of the following persons are subject to escrow under the Board's Order pooling the captioned Unit, Board Regulations and the Code of Virginia:

See attached Exhibit E

That after the pooling hearing held in the captioned matter, the following persons have leased or entered into a voluntary agreement with the Designated Operator:

See attached Exhibit B-2

That to the extent any of said persons listed in Exhibit B-2 have rights, interests and claims which are subject to escrow, they should be dismissed as respondents; the Operator requests that the following persons be dismissed as Respondents:

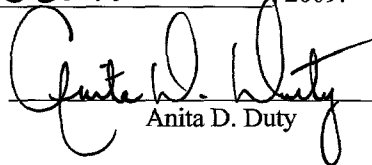
Pamela Karen Boyd Lowe, Jimmie Earl Boyd, Larry Wayne Boyd, Judy C. Boyd, Velva Marie Charles, Pauline Baldwin, Leah Mae Mullins, Beulah Diane Boyd, Jody Baldwin, Bradley Dean Baldwin, Samuel Marcus Baldwin II, Brandon Scott Baldwin, Samantha Leah Baldwin, Patricia G. Rice, Teresa Church, Vickie Viers, Wayne Stiltner, Lester Boyd, Joan B. Boyd, Donald Clevenger, Judy Hagy, Shelia Miller

That the persons identified in Exhibit EE attached hereto have entered into royalty split agreements that allow the Applicant/Designated Operator to pay them directly without the need to escrow funds which would otherwise be in conflict.

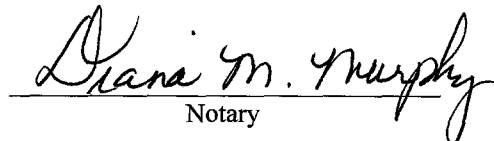
See attached Exhibit EE

That pursuant to the provisions of VAC 25-160-70.A.10. and C. and VAC 25-160-80 the annexed supplemental order sets forth the interests and claims that require escrow of funds pursuant to Virginia Code sections 45.1-361.21.D. and 45.1-361.22.A.3. and 4.

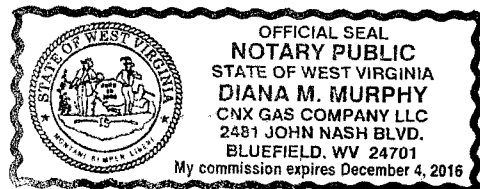
Dated at Mercer, West Virginia, this 1<sup>st</sup> day of December, 2009.

  
Anita D. Duty

Taken, subscribed and sworn to before me by Anita D. Duty as Pooling Supervisor for CNX Land Resources, Inc., on behalf of the corporate Designated Operator, this 1<sup>st</sup> day of December, 2009.

  
Notary

My commission expires: December 4, 2016



PROPERTY LINES SHOWN WERE TAKEN FROM MAPS PROVIDED  
BY CNX LAND RESOURCES, Inc. AND WERE NOT SURVEYED.

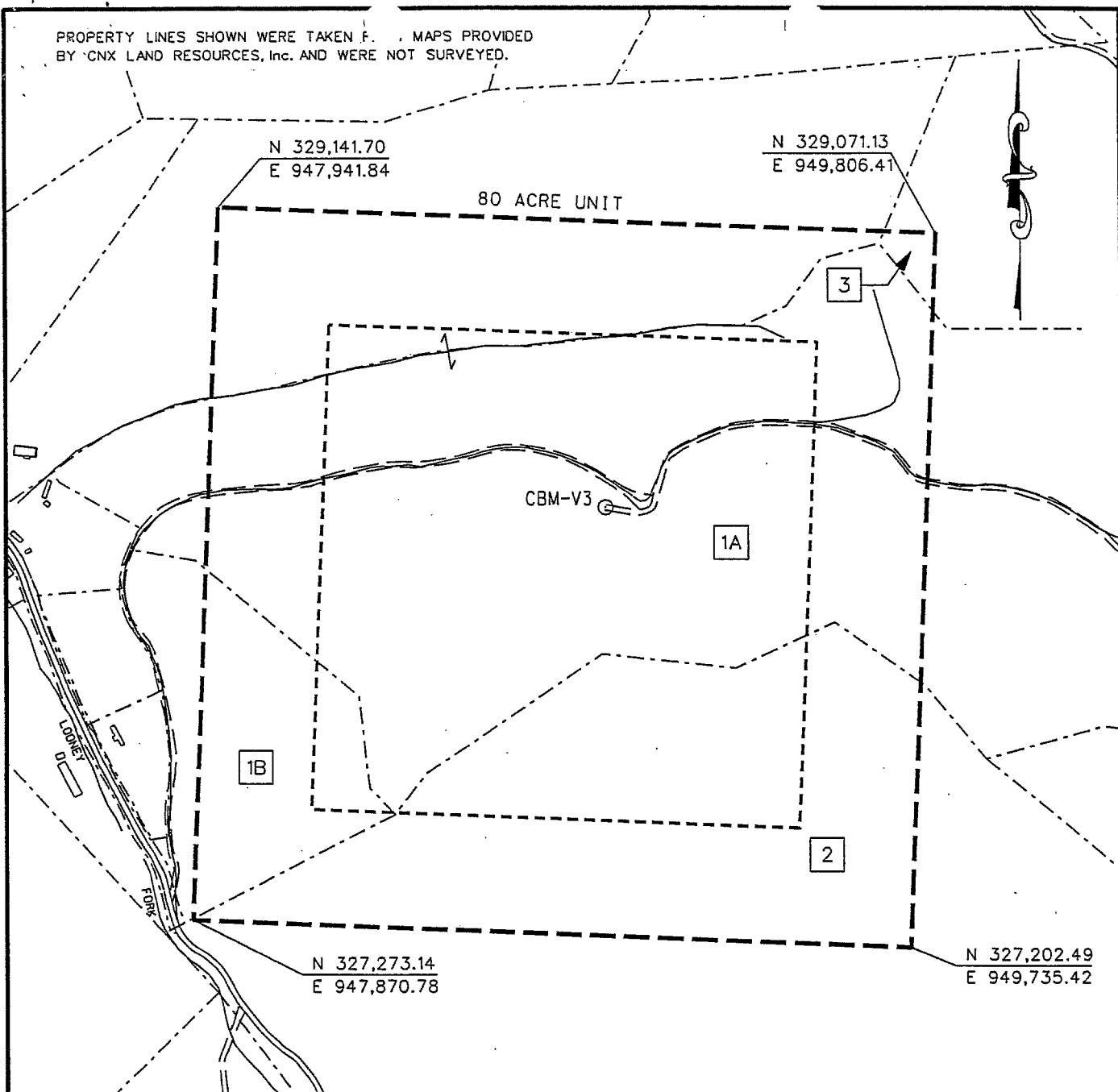
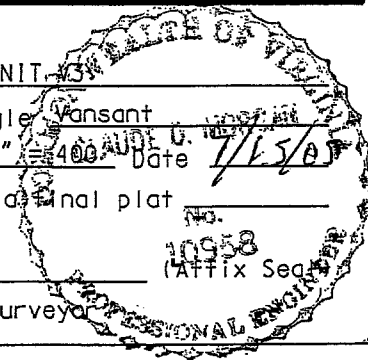


EXHIBIT A  
OAKWOOD FIELD  
UNIT V-3  
FORCE POOLING  
VGOB-05-0816-1488

Company CNX Gas Company LLC Well Name and Number UNIT V-3  
Tract No. \_\_\_\_\_ Elevation \_\_\_\_\_ Quadrangle Vansant  
County Buchanan District Prater Scale: 1"=400' Date 7/15/05  
This plat is a new plat X ; an updated plat \_\_\_\_\_ ; or original plat \_\_\_\_\_  
Form DGO-GO-7 \_\_\_\_\_  
Rev. 9/91 \_\_\_\_\_  
Licensed Professional Engineer or Licensed Land Surveyor



# CNX Gas Company LLC

## Unit V3

### Tract Identifications

1.    Levisa Coal Company, et al Tr. 29 (143.48 Acre Tract) - Coal  
      Island Creek Coal Company/Consol Energy, Inc. - Coal Below Tiller Seam Leased  
      Jewell Smokeless Coal Corporation – Coal In Tiller and Above Leased  
      John W. Pobst, Jr., et al. - Oil and Gas  
      CNX Gas Company LLC – CBM Leased  
      57.13 acres                   71.4125%
  
- 1A.   Paul R. Coleman, et ux - Surface
- 1B.   Unknown Surface Owner
  
2.    F.M.F. Boyd Heirs, et al (231.25 acre tract) - Coal (Except % of Widow Kennedy  
      and Above Coal Seams)  
      Rual Fuller/National Energy Corp. - (%) of Widow Kennedy and Above Coal Seams  
      Island Creek Coal Company/Consol Energy, Inc. - Coal Below Tiller Seam Leased  
      F.M.F. Boyd Heirs, et al. - Oil and Gas (%) Ownership  
      CNX Gas Company LLC - Oil and Gas (%) Ownership  
      CNX Gas Company LLC - (%) Oil, Gas and CBM Leased  
      Dewitt Boyd, et al - Surface  
      22.47 acres                   28.0875
  
3.    Levisa Coal Company, et al Tr. 36 (24 of 75.75 acre Tract) – All Minerals  
      Island Creek Coal Company/Consol Energy, Inc. – Coal Below Tiller Seam Leased  
      Jewell Smokeless Coal Corporation – Coal In Tiller and Above Leased  
      CNX Gas Company LLC – CBM Leased  
      D. Ralph Thacker - Surface  
      0.40 acres                   0.5000%

**Exhibit B-2**  
**Unit V-3**  
**Docket #VGOB 05-0816-1488**  
**List of Respondents to be Dismissed**

	Acres in Unit	Percent of Unit	Reason for Addition	Reason for Dismissal
<b>I. <u>COAL OWNERSHIP</u></b>				
<b><u>Tract #2 - 22.47 acres</u></b>				
(1) F.M.F. Boyd Heirs, Devisees, Successors or Assigns, et al.	22.47 acres	28.0875%		
(2) Henry Boyd Heirs, Devisees, Successors or Assigns				
(d) Judy C. Boyd Rt.1 Box 297 Vansant, VA 24656	0.0510 acres 1/441 of 22.47 acres	0.0637%		Leased
(5) Marion Rendue Boyd Heirs, Devisees, Successors or Assigns				
(c) Leah Vernie Baldwin Heirs, Devisees, Successors or Assigns				
(c.1) Velve Marie Charles Rt.5 Box 543 Grundy, VA 24614	0.0260 acres 1/864 of 22.47 acres	0.0325%		Leased
(c.3) Pauline Baldwin 5773 Governors Pond Circle Alexandria, VA 22310	0.0260 acres 1/864 of 22.47 acres	0.0325%		Leased
(c.4) Leah Mae Mullins Rt.4 Box 123A Grundy, VA 24614	0.0260 acres 1/864 of 22.47 acres	0.0325%		Sold Interest Not an Owner
(c.5) Beulah Diane Boyd Rt.2 Box 453 Vansant, VA 24656	0.0260 acres 1/864 of 22.47 acres	0.0325%		Leased
(c.8) Judy Elizabeth Hagy Rt.2 Box 448 Vansant, VA 24656	0.0260 acres 1/864 of 22.47 acres	0.0325%		Leased
(c.9) Gary Raymond Baldwin Heirs, Devisees, Successors or Assigns				
(c.9.1) Jody Baldwin 341 Pennsylvania Avenue Salem, VA 24153	0.0260 acres 1/864 of 22.47 acres	0.03250%		Leased
(c.10) Bradley Dean Baldwin Rt.2 Box 453 Vansant, VA 24656	0.0260 acres 1/864 of 22.47 acres	0.0325%		Leased
(c.12) Samuel Marcus Baldwin Heirs, Devisees, Successors or Assigns				
(c.12.1) Samuel Marcus Baldwin, II P.O. Box 994 Vansant, VA 24656	0.0260 acres 1/864 of 22.47 acres	0.0325%		Sold Interest Not an Owner
(c.13) Brandon Scott Baldwin P.O. Box 994 Vansant, VA 24656	0.0260 acres 1/864 of 22.47 acres	0.0325%		Sold Interest Not an Owner
(c.14) Samantha Leah Baldwin P.O. Box 994 Vansant, VA 24656	0.0260 acres 1/864 of 22.47 acres	0.0325%		Sold Interest Not an Owner

7

**Exhibit B-2**  
**Unit V-3**  
**Docket #VGOB 05-0816-1488**  
**List of Respondents to be Dismissed**

	Acres in Unit	Percent of Unit	Reason for Addition	Reason for Dismissal
(e) Ada Nell Stiltner Heirs, Devisees, Successors or Assigns				
(e.1) Patricia G. Rice Rt.1 Box 425 Vansant, VA 24656	0.0520 acres 1/432 of 22.47 acres	0.0650%		Leased
(e.2) Teresa Church P.O. Box 473 Davenport, VA 24239	0.0520 acres 1/432 of 22.47 acres	0.0650%		Leased
(e.3) Shelia Miller 22455 Wyldwood Rd. Abingdon, VA 24211	0.0520 acres 1/432 of 22.47 acres	0.0650%		Leased
(e.4) Vickie Viers Rt.1 Box 425A Vansant, VA 24656	0.0520 acres 1/432 of 22.47 acres	0.0650%		Leased
(e.5) Terry Boyd Rt.1 Box 425A Vansant, VA 24656	0.0520 acres 1/432 of 22.47 acres	0.0650%		Leased
(e.6) Wayne Stiltner Rt.1 Box 425A Vansant, VA 24656	0.0520 acres 1/432 of 22.47 acres	0.0650%		Leased
(i) Charles Milton Boyd Heirs, Devisees, Successors or Assigns				
(i.1) Annie Boyd Heirs, Devisees, Successors or Assigns				
(i.1.1) Lester Boyd Box 182 Vansant, VA 24656	0.0520 acres 1/432 of 22.47 acres	0.0650%		Leased
(i.1.5) Joan B. Boyd Rt.2 Box 461 Vansant, VA 24656	0.0520 acres 1/432 of 22.47 acres	0.0650%		Leased
(j) Mary Boyd Cook Heirs, Devisees, Successors or Assigns				
(j.4) Ercil Cook Heirs, Devisees, Successors or Assigns (1/288)				Deceased
(j.4.1) Mark Cook Address Unknown	0.0260 acres 1/864 of 22.47 acres	0.0325%	Heir	
(j.4.1) Ercil Cook, Jr. Address Unknown	0.0260 acres 1/864 of 22.47 acres	0.0325%	Heir	
(j.4.1) Ursula Cook Address Unknown	0.0260 acres 1/864 of 22.47 acres	0.0325%	Heir	
(l) Ardue Guy Boyd Heirs, Devisees, Successors or Assigns				
(l.12) Carlie B. Clevinger Heirs, Devisees, Successors or Assigns				
(l.12.1) Donald Ray Clevinger 404 Dark Run Road Elliston, VA 24087	0.0130 acres 1/1728 of 22.47 acres	0.0163%		Leased

8



**Exhibit B-2  
Unit V-3  
Docket #VGOB 05-0816-1488  
List of Respondents to be Dismissed**

	Acres in Unit	Percent of Unit	Reason for Addition	Reason for Dismissal
<b>II. OIL &amp; GAS OWNERSHIP</b>				
<b><u>Tract #2 - 22.47 acres</u></b>				
(1) F.M.F. Boyd Heirs, Devisees, Successors or Assigns, et al.	22.47 acres	28.0875%		
(2) Henry Boyd Heirs, Devisees, Successors or Assigns				
(d) Judy C. Boyd Rt.1 Box 297 Vansant, VA 24656	0.0510 acres 1/441 of 22.47 acres	0.0637%		Leased
(5) Marion Rendue Boyd Heirs, Devisees, Successors or Assigns				
(c) Leah Vernie Baldwin Heirs, Devisees, Successors or Assigns				
(c.1) Velva Marie Charles Rt.5 Box 543 Grundy, VA 24614	0.0260 acres 1/864 of 22.47 acres	0.0325%		Leased
(c.3) Pauline Baldwin 5773 Governors Pond Circle Alexandria, VA 22310	0.0260 acres 1/864 of 22.47 acres	0.0325%		Leased
(c.4) Leah Mae Mullins Rt.4 Box 123A Grundy, VA 24614	0.0260 acres 1/864 of 22.47 acres	0.0325%		Sold Interest Not an Owner
(c.5) Beulah Diane Boyd Rt.2 Box 453 Vansant, VA 24656	0.0260 acres 1/864 of 22.47 acres	0.0325%		Leased
(c.8) Judy Elizabeth Hagy Rt.2 Box 448 Vansant, VA 24656	0.0260 acres 1/864 of 22.47 acres	0.0325%		Leased
(c.9) Gary Raymond Baldwin Heirs, Devisees, Successors or Assigns				
(c.9.1) Jody Baldwin 341 Pennsylvania Avenue Salem, VA 24153	0.0260 acres 1/864 of 22.47 acres	0.03250%		Leased
(c.10) Bradley Dean Baldwin Rt.2 Box 453 Vansant, VA 24656	0.0260 acres 1/864 of 22.47 acres	0.0325%		Leased
(c.12) Samuel Marcus Baldwin Heirs, Devisees, Successors or Assigns				
(c.12.1) Samuel Marcus Baldwin, II P.O. Box 994 Vansant, VA 24656	0.0260 acres 1/864 of 22.47 acres	0.0325%		Sold Interest Not an Owner
(c.13) Brandon Scott Baldwin P.O. Box 994 Vansant, VA 24656	0.0260 acres 1/864 of 22.47 acres	0.0325%		Sold Interest Not an Owner
(c.14) Samantha Leah Baldwin P.O. Box 994 Vansant, VA 24656	0.0260 acres 1/864 of 22.47 acres	0.0325%		Sold Interest Not an Owner

**Exhibit B-2**  
**Unit V-3**  
**Docket #VGOB 05-0816-1488**  
**List of Respondents to be Dismissed**

	Acres in Unit	Percent of Unit	Reason for Addition	Reason for Dismissal
<b>(e) Ada Nell Stiltner Heirs, Devisees, Successors or Assigns</b>				
(e.1) Patricia G. Rice Rt.1 Box 425 Vansant, VA 24656	0.0520 acres 1/432 of 22.47 acres	0.0650%		Leased
(e.2) Teresa Church P.O. Box 473 Davenport, VA 24239	0.0520 acres 1/432 of 22.47 acres	0.0650%		Leased
(e.3) Shelia Miller 22455 Wyldwood Rd. Abingdon, VA 24211	0.0520 acres 1/432 of 22.47 acres	0.0650%		Leased
(e.4) Vickie Viers Rt.1 Box 425A Vansant, VA 24656	0.0520 acres 1/432 of 22.47 acres	0.0650%		Leased
(e.5) Terry Boyd Rt.1 Box 425A Vansant, VA 24656	0.0520 acres 1/432 of 22.47 acres	0.0650%		Leased
(e.6) Wayne Stiltner Rt.1 Box 425A Vansant, VA 24656	0.0520 acres 1/432 of 22.47 acres	0.0650%		Leased
<b>(i) Charles Milton Boyd Heirs, Devisees, Successors or Assigns</b>				
<b>(i.1) Annie Boyd Heirs, Devisees, Successors or Assigns</b>				
(i.1.1) Lester Boyd Box 182 Vansant, VA 24656	0.0520 acres 1/432 of 22.47 acres	0.0650%		Leased
(i.1.5) Joan B. Boyd Rt.2 Box 461 Vansant, VA 24656	0.0520 acres 1/432 of 22.47 acres	0.0650%		Leased
<b>(j) Mary Boyd Cook Heirs, Devisees, Successors or Assigns</b>				
(j.4) Ercil Cook Heirs, Devisees, Successors or Assigns (1/288)				Deceased
(j.4.1) Mark Cook Address Unknown	0.0260 acres 1/864 of 22.47 acres	0.0325%	Heir	
(j.4.1) Ercil Cook, Jr. Address Unknown	0.0260 acres 1/864 of 22.47 acres	0.0325%	Heir	
(j.4.1) Ursula Cook Address Unknown	0.0260 acres 1/864 of 22.47 acres	0.0325%	Heir	
<b>(l) Ardue Guy Boyd Heirs, Devisees, Successors or Assigns</b>				
<b>(l.12) Carlie B. Clevinger Heirs, Devisees, Successors or Assigns</b>				
(l.12.1) Donald Ray Clevinger 404 Dark Run Road Elliston, VA 24087	0.0130 acres 1/1728 of 22.47 acres	0.0163%		Leased

10

**Exhibit B-3**  
**Unit V-3**  
**Docket #VGOB 05-0816-1488**  
**List of Unleased Owners/Claimants**

	Acres in Unit	Percent of Unit
<b>I. COAL OWNERSHIP</b>		
<b><u>Tract #2 - 22.47 acres</u></b>		
(1) F.M.F. Boyd Heirs, Devisees, Successors or Assigns, et al.	22.47 acres	28.0875%
(1) Marion Boyd Heirs, Devisees, Successors or Assigns		
(a) Clyde Boyd P.O. Box 403 Clinchco, VA 24226	0.1529 acres 1/147 of 22.47 acres	0.1911%
(b) Kilby Boyd c/o Clyde Boyd P.O. Box 403 Chinchco, VA 24226	0.1529 acres 1/147 of 22.47 acres	0.1911%
(5) Marion Rendue Boyd Heirs, Devisees, Successors or Assigns		
(c) Leah Vernie Baldwin Heirs, Devisees, Successors or Assigns		
(c.2) Opal Mattie Hunt 263 Donna Avenue Morgantown, WV 26505	0.0260 acres 1/864 of 22.47 acres	0.0325%
(c.6) Laura Virginia Manier Rt.2 Box 54 Vansant, VA 24656	0.0260 acres 1/864 of 22.47 acres	0.0325%
(c.7) Henry Nathan Baldwin, Jr. Rt.2 Box 453 Vansant, VA 24656	0.0260 acres 1/864 of 22.47 acres	0.0325%
(c.11) James Curtis Baldwin 1261 Baldwin Rd. Vansant, VA 24656	0.0260 acres 1/864 of 22.47 acres	0.0325%
(j) Mary Boyd Cook Heirs, Devisees, Successors or Assigns		
(j.2) Lloyd Cook Rt.5 Box 535 Grundy, VA 24614	0.0780 acres 1/288 of 22.47 acres	0.0975%
(j.4) Ercil Cook Heirs, Devisees, Successors or Assigns (1/288)		
(j.4.1) Mark Cook Address Unknown	0.0260 acres 1/864 of 22.47 acres	0.0325%
(j.4.1) Ercil Cook, Jr. Address Unknown	0.0260 acres 1/864 of 22.47 acres	0.0325%
(j.4.1) Ursula Cook Address Unknown	0.0260 acres 1/864 of 22.47 acres	0.0325%

11

**Exhibit B-3**  
**Unit V-3**  
**Docket #VGOB 05-0816-1488**  
**List of Unleased Owners/Claimants**

	Acres in Unit	Percent of Unit
(I) Ardue Guy Boyd Heirs, Devisees, Successors or Assigns		
(I.6) Estil Boyd Heirs, Devisees, Successors or Assigns		
(I.6.1) Katherine Boyd 116 Villa Lane Taylorsville, NC 28681	0.0260 acres 1/864 of 22.47 acres	0.0325%
(I.11) Robert G. Boyd Rt.1 Box 416 Vansant, VA 24656	0.0260 acres 1/864 of 22.47 acres	0.0325%
<b>II. <u>OIL &amp; GAS OWNERSHIP</u></b>		
<b><u>Tract #2 - 22.47 acres</u></b>		
(1) F.M.F. Boyd Heirs, Devisees, Successors or Assigns, et al.	22.47 acres	28.0875%
(1) Marion Boyd Heirs, Devisees, Successors or Assigns		
(a) Clyde Boyd P.O. Box 403 Clinchco, VA 24226	0.1529 acres 1/147 of 22.47 acres	0.1911%
(b) Kilby Boyd c/o Clyde Boyd P.O. Box 403 Chinchco, VA 24226	0.1529 acres 1/147 of 22.47 acres	0.1911%
(5) Marion Rendue Boyd Heirs, Devisees, Successors or Assigns		
(c) Leah Vernie Baldwin Heirs, Devisees, Successors or Assigns		
(c.2) Opal Mattie Hunt 263 Donna Avenue Morgantown, WV 26505	0.0260 acres 1/864 of 22.47 acres	0.0325%
(c.6) Laura Virginia Manier Rt.2 Box 54 Vansant, VA 24656	0.0260 acres 1/864 of 22.47 acres	0.0325%
(c.7) Henry Nathan Baldwin, Jr. Rt.2 Box 453 Vansant, VA 24656	0.0260 acres 1/864 of 22.47 acres	0.0325%
(c.11) James Curtis Baldwin 1261 Baldwin Rd. Vansant, VA 24656	0.0260 acres 1/864 of 22.47 acres	0.0325%
(j) Mary Boyd Cook Heirs, Devisees, Successors or Assigns		

12

**Exhibit B-3**  
**Unit V-3**  
**Docket #VGOB 05-0816-1488**  
**List of Unleased Owners/Claimants**

	<b>Acres in Unit</b>	<b>Percent of Unit</b>
(j.2) Lloyd Cook Rt.5 Box 535 Grundy, VA 24614	0.0780 acres 1/288 of 22.47 acres	0.0975%
(j.4) Ercil Cook Heirs, Devisees, Successors or Assigns (1/288)		
(j.4.1) Mark Cook <i>Address Unknown</i>	0.0260 acres 1/864 of 22.47 acres	0.0325%
(j.4.1) Ercil Cook, Jr. <i>Address Unknown</i>	0.0260 acres 1/864 of 22.47 acres	0.0325%
(j.4.1) Ursula Cook <i>Address Unknown</i>	0.0260 acres 1/864 of 22.47 acres	0.0325%
(l) Ardue Guy Boyd Heirs, Devisees, Successors or Assigns		
(l.6) Estil Boyd Heirs, Devisees, Successors or Assigns		
(l.6.1) Katherine Boyd 116 Villa Lane Taylorsville, NC 28681	0.0260 acres 1/864 of 22.47 acres	0.0325%
(l.11) Robert G. Boyd Rt.1 Box 416 Vansant, VA 24656	0.0260 acres 1/864 of 22.47 acres	0.0325%

**Exhibit E**  
**Unit V-3**  
**Docket #VGOB 05-0816-1488**  
**List of Conflicting/Unlocatable Owners/Claimants that require escrow**

	<b>Acres in Unit</b>	<b>Percent of Unit</b>
<b><u>Tract #2 - 22.47 acres</u></b>		
<b><i>Escrow due to Unknown / Unlocatable</i></b>		
<b><u>COAL OWNERSHIP</u></b>		
(1) F.M.F. Boyd Heirs, Devisees, Successors or Assigns, et al.	22.47 acres	28.0875%
(5) Marion Rendue Boyd Heirs, Devisees, Successors or Assigns		
(j) Mary Boyd Cook Heirs, Devisees, Successors or Assigns		
(j.4) Ercil Cook Heirs, Devisees, Successors or Assigns (1/288)		
(j.4.1) Mark Cook <i>Address Unknown</i>	0.0260 acres 1/864 of 22.47 acres	0.0325%
(j.4.1) Ercil Cook, Jr. <i>Address Unknown</i>	0.0260 acres 1/864 of 22.47 acres	0.0325%
(j.4.1) Ursula Cook <i>Address Unknown</i>	0.0260 acres 1/864 of 22.47 acres	0.0325%
<b><u>OIL &amp; GAS OWNERSHIP</u></b>		
(1) F.M.F. Boyd Heirs, Devisees, Successors or Assigns, et al.	22.47 acres	28.0875%
(5) Marion Rendue Boyd Heirs, Devisees, Successors or Assigns		
(j) Mary Boyd Cook Heirs, Devisees, Successors or Assigns		
(j.4) Ercil Cook Heirs, Devisees, Successors or Assigns (1/288)		
(j.4.1) Mark Cook <i>Address Unknown</i>	0.0260 acres 1/864 of 22.47 acres	0.0325%
(j.4.1) Ercil Cook, Jr. <i>Address Unknown</i>	0.0260 acres 1/864 of 22.47 acres	0.0325%
(j.4.1) Ursula Cook <i>Address Unknown</i>	0.0260 acres 1/864 of 22.47 acres	0.0325%

14

**Exhibit EE**  
**Unit V-3**  
**Docket #VGOB 05-0816-1488**  
**List of Conflicting Owners/Claimants with Royalty Split Agreements**

	Acres in Unit	Percent of Unit
<b><u>Tract #1 - 57.13 acres</u></b>		
<b><u>COAL OWNERSHIP</u></b>		
(1) Levisa Coal Company, et al., Tr.29 (143.48 Acre Tract) c/o John C. Irvin, Managing Partner 4710 Hunterwood Circle Richmond, TX 77469	57.13 acres	71.4125%
<b><u>OIL &amp; GAS OWNERSHIP</u></b>		
(1) John W. Pobst, Jr., et al.	57.13 acres	71.4125%
(a) Fairview Limited Partnership c/o John C. Irvin, Managing Partner 4710 Hunterwood Circle Richmond, TX 77469	14.28 acres 1/4 of 57.13 acres	0.3125%
(b) Carol C. Irvin 4710 Hunterwood Circle Richmond, TX 77469	4.76 acres 1/12 of 57.13 acres	5.9510%
(c) F.H. Combs Testamentary Trust c/o Kelly Combs Necessary, Trustee P.O. Box 841 Tazewell, VA 24651	4.76 acres 1/12 of 57.13 acres	5.9510%
(d) Martha E. Combs P.O. Box 1404 Abingdon, VA 24210	4.76 acres 1/12 of 57.13 acres	5.9510%
(e) John W. Pobst, Jr. Box 86 Revere, PA 18953	4.76 acres 1/12 of 57.13 acres	5.9510%
(f) Virginia Lee & Phillip Linwick 4324 South Bell Drive Veradale, WA 99037	4.76 acres 1/12 of 57.13 acres	5.9510%
(g) W. Kent Pobst Trust		
(g.1) Richard K. Pobst 3760 Lindell Road Las Vegas, NV 89103	4.76 acres 1/12 of 57.13 acres	5.9510%
(g.2) Catherine Pobst c/o Lynn R. Quick 111 Postelle Street Cartersville, GA 30120	4.76 acres 1/12 of 57.13 acres	5.9510%
(h) Meredith E. Jennings 542 Butler Mill Rd. Maryville, TN 37803	9.52 acres 1/6 of 57.13 acres	11.9021%

**Tract #3 - 0.40 acres**

**COAL OWNERSHIP**

(1) Levisa Coal Company, et al., Tr.36 (24 Acre outsale of the 75.75 Acre Tract) c/o John C. Irvin, Managing Partner 4710 Hunterwood Circle Richmond, TX 77469	0.40 acres	0.5000%
--	------------	---------

**Exhibit EE**  
**Unit V-3**  
**Docket #VGOB 05-0816-1488**  
**List of Conflicting Owners/Claimants with Royalty Split Agreements**

	Acres in Unit	Percent of Unit
<b><u>OIL &amp; GAS OWNERSHIP</u></b>		
(1) John W. Pobst, Jr., et al. <i>(24 Acre outsale of the 75.75 Acre Tract)</i>	0.40 acres	0.5000%
(a) Fairview Limited Partnership c/o John C. Irvin, Managing Partner 4710 Hunterwood Circle Richmond, TX 77469	0.10 acres 1/4 of 57.13 acres	0.1250%
(b) Carol C. Irvin 4710 Hunterwood Circle Richmond, TX 77469	0.03 acres 1/12 of 57.13 acres	0.0417%
(c) F.H. Combs Testamentary Trust c/o Kelly Combs Necessary, Trustee P.O. Box 841 Tazewell, VA 24651	0.03 acres 1/12 of 57.13 acres	0.0417%
(d) Martha E. Combs P.O. Box 1404 Abingdon, VA 24210	0.03 acres 1/12 of 57.13 acres	0.0417%
(e) John W. Pobst, Jr. Box 86 Revere, PA 18953	0.03 acres 1/12 of 57.13 acres	0.0417%
(f) Virginia Lee & Phillip Linwick 4324 South Bell Drive Veradale, WA 99037	0.03 acres 1/12 of 57.13 acres	0.0417%
(g) W. Kent Pobst Trust		
(g.1) Richard K. Pobst 3760 Lindell Road Las Vegas, NV 89103	0.03 acres 1/12 of 57.13 acres	0.0417%
(g.2) Catherine Pobst c/o Lynn R. Quick 111 Postelle Street Cartersville, GA 30120	0.03 acres 1/12 of 57.13 acres	0.0417%
(h) Meredith E. Jennings 542 Butler Mill Rd. Maryville, TN 37803	0.07 acres 1/6 of 57.13 acres	0.0833%

INSTRUMENT #0900003816  
RECORDED IN THE CLERK'S OFFICE OF  
BUCHANAN COUNTY ON  
DECEMBER 14, 2009 AT 10:37AM

BEVERLY S. TILLER, CLERK  
RECORDED BY: GGB

116